

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

RULE REPEAL AND PROMULGATION: DMR Regulation 95.04 V, Closed Area No. 46-A, Otter Cove - Newport Cove, Bar Harbor, promulgated on December 4, 1989, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.04 V, Closed Area No. 46-A, Otter Cove, Mount Desert - Bar Harbor.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Otter Cove, Mount Desert - Bar Harbor, inside and northerly of a line extending from the southeasternmost tip of Western Point easterly to the southernmost prominence of Otter Point.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: January 26, 1990


AGENCY CONTACT PERSON: Robert D. Lewis
Department of Marine Resources
State House - Station #21
Augusta, Maine 04333

BANGOR DAILY NEWS
January 31, 1990

STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.04 V, Closed Area No. 46-A, Otter Cove - Newport Cove and enacts a new regulation. The new regulation decreases the previous closure by opening the flats and waters between Otter Point and Great Head.

Department personnel have recently surveyed the shoreline and tested the waters in the area between Otter Cliff and Great Head. They have determined that shellfish harvested in this area do not pose a threat to the public health. Consequently clams, mussels, oysters and quahogs may now be harvested between Otter Cliff and Great Head, Mount Desert.


E. PENN ESTABROOK
Deputy Commissioner



Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Bar Harbor Mount Desert

C46A - Otter Cove, Mount Desert - Bar Harbor 1/26/90



Mount Desert
Island

Sand Beach

Blackwoods
Campground

Otter Cove
C46A

Otter
Point

Western
Point

There may be other closures within the bounds of this map.

0.5 0 0.5 1 Miles